

# SHORTHAND REPORTING

*Marie L. Tameroff*  
**FILED**  
*August 6, 2013*

STATE OF NEW JERSEY  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF COURT REPORTING

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IN THE MATTER OF

**FAITH KRINGER**

UNCERTIFIED OR REGISTERED TO  
PRACTICE COURT REPORTING IN THE  
STATE OF NEW JERSEY

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Administrative Action

FINAL ORDER OF  
DISCIPLINE

This matter was opened to the New Jersey State Board of Court Reporting (hereinafter the "Board") following its review of a complaint filed with the administrative office of the Board concerning the court reporting services rendered by Fitzsimmons Reporting and Videoconferenceing ("Fitzsimmons Agency").

The Board has reviewed the complaint and other relevant documents on which the following findings of facts and conclusions of law are made:

## FINDINGS OF FACTS

1. Respondent Faith Kringer is not certified by the Board as a court reporter in the State of New Jersey. Neither is she registered by the Board as a Temporary Registered Reporter, as authorized by N.J.S.A. 45:15B-9(b).

2. The Board's investigation into the filed consumer complaint revealed that the respondent was appearing at depositions held in New Jersey and recording the testimony from these depositions. She later prepared a written transcript which contained a certification page. This page, among other things, identified Ms. Kringer as a "Court Reporter of the State of New Jersey" and certified that the transcript was a true and accurate rendition of the testimony that was taken stenographically by her.

3. A review of the Board's records indicated that the respondent filed an application for certification with the Board on or about June 2, 2010. Respondent was advised, in a letter dated June 15, 2010, that she met the requirements for licensure and that she was approved for certification upon her submittal of the initial certification fee. To date, Ms. Kringer has not submitted the required fee and hence is not certified by the Board to practice court reporting in this State.

4. Additionally, the review revealed that Ms. Kringer is not registered as a temporary registered reporter.

#### CONCLUSIONS OF LAW

1. Respondent's conduct as detailed above appears to the Board that she engaged in the uncertified practice of court reporting in or about December 30, 2010, in violation of N.J.S.A.

45:15B-9(a). Specifically, information has been submitted which indicated, that Ms. Kringer has performed court reporting services for compensation since 2010 and is not, to date, certified by the Board to engage in the court reporting profession.

2. The Board finds that the respondent's conduct of engaging in the practice of court reporting despite failing to satisfy the requirements for certification to practice court reporting, and/or to register as a temporary registered reporter until so certified by the Board, constitutes grounds for sanction pursuant to N.J.S.A. 45:1-18.2, N.J.S.A. 45:1-25 and N.J.S.A. 45:15B-9.

#### DISCUSSION ON FINALIZATION

Based on the foregoing findings and conclusions, a Provisional Order of Discipline, which provisionally imposed a cease and desist directive and a civil penalty totaling \$500.00, was entered on March 12, 2013, and a copy was served on the respondent. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions

should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

In response to the Provisional Order, the respondent provided information, in or about March 2013, which indicated that she had paid the intended civil penalty of \$500.00. Ms. Kringer's response to the POD, however, was silent on the Board's conclusion that she had engaged in the uncertified practice of court reporting in or about December 30, 2010.

The Board reviewed the respondent's submission at its May 20, 2013 meeting. Following its review of this matter, the Board determined that further proceedings were not necessary and that no material discrepancies had been raised. Thereafter, the Board voted to finalize the Provisional Order without any modifications.

ACCORDINGLY, IT IS on this <sup>29<sup>th</sup></sup> day of JULY 2013

ORDERED that:

1. Respondent, Faith Kringer shall immediately cease and desist from engaging in the practice of court reporting in the State of New Jersey until and unless she is certified as a court reporter by the Board or until such time as she is registered by the Board as a temporary registered reporter, as permitted by N.J.S.A. 45:15B-9(b).

2. The respondent is hereby assessed a civil penalty in the amount of \$500.00, which was paid in full in or about March 2013, for engaging in the uncertified practice of court reporting, contrary to N.J.S.A. 45:15B-9(b).

NEW JERSEY STATE BOARD  
OF COURT REPORTING

By: 

MARIANNE CAMMAROTA, C.C.R.  
President